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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
| 10/674,745 | 09/30/2003 | Dennis M. Hilton | 621P002c/pDiv. | 4209 |
| 42754 | 7590 | 10/10/2007 | | |
| NIELDS & LEMACK 176 EAST MAIN STREET, SUITE 7 WESTBORO, MA 01581 | | | EXAMINER ZEMEL, IRINA SOPHIA | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 1796 | |
| | | | MAIL DATE | DELIVERY MODE |
| | | | 10/10/2007 | PAPER |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|
| 10674745 | 9/30/03 | HILTON ET AL. | 621P002c/pDiv. |

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WESTBORO, MA 01581

EXAMINER

Irina S. Zemel

| ART UNIT | PAPER |
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1796

20071004

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents**DETAILED ACTION**

The Examiners answer dated 8-3-2006 inadvertently omitted the following evidence relied upon in the outstanding rejection in section (8) of the Answer:

(8) Evidence Relied Upon

US 5374448 Von Bonin 12-1994

Information Disclosure Statement

The information disclosure statement filed 8-2-2007 fails to comply with 37 CFR 1.97(d) because it lacks a proper statement as specified in 37 CFR 1.97(e). It is noted, that the originally filed IDS on 1-3-2007 lacked the required fee. At the time the 8-2-2007 IDS was filed it lacked the statement as specified in 37 CFR 1.97(e), and, moreover, based on the earlier filed statements, the documents listed in 8-2-2007 IDS could not be certified with the statement as specified in 37 CFR 1.97(e), since at that time the documents were known to the applicants for over 8 months based on the original certification filed on 1-3-2007. It has been placed in the application file, but the information referred to therein has not been considered.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Irina S. Zemel whose telephone number is (571)272-0577. The examiner can normally be reached on Monday-Friday 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Seidleck can be reached on (571)272-1078.

ISZ

Encl: IDS 1449 8-2-2007
IDS 1449 1-3-2007

Irina S. Zemel
Primary Examiner
Art Unit: 1796